

January 10, 2002

Ms. Priya Ganguli
Regional Water Quality Control Board
San Francisco Bay Region
1414 Clay Street, Suite 1400
Oakland, CA 94612

Subject: **Rhodia Martinez Facility –Addendum to the Feasibility Study and
Conceptual Remedial Action Plan
Martinez, California**

Dear Ms. Ganguli:

On behalf of Rhodia, Inc., URS is pleased to submit the attached Addendum to the Feasibility Study and Conceptual Remedial Action Plan (RAP) for the Rhodia, Inc. Site located in Martinez, California. As requested in your November 5, 2001 letter, this document includes further screening and evaluation of remedial action alternatives selected as preferred alternatives in the Feasibility Study prepared by URS and submitted to the RWQCB in March 2001. Additionally, this document provides for the selection of one preferred alternative and includes the Conceptual Remedial Action Plan (RAP) for the preferred alternative.

Also, as requested in your November 5, 2001 letter, we are including the Interested Party and Permit Status Report in this letter below. Rhodia has contemplated the need for permits and authorization under local, state, and federal requirements for the implementation of the preferred alternative: Alternative 7b – Modified (Re-Alignment and Capping of the Existing Slough). The following agencies and interested parties have been contacted regarding their requirements and schedule:

Permits

- SF Bay Conservation and Development Commission (BCDC)
- Army Corps of Engineers (ACOE)
- City of Martinez
- California State Lands Commission

Endangered/Sensitive Species; Habitat Conservation

- US Fish and Wildlife Services
- Department of Fish and Game

Land Access

- California State Lands Commission
- Shore Terminals
- Kinder Morgan

Upstream Impacts

- Contra Costa Mosquito and Vector Control District / McNabney Marsh Advisory Committee
- Contra Costa County Flood Control District
- Mt. View Sanitary District

SF Bay Conservation and Development Commission

Last date of contact:	Telephone conversation with Michelle Burt-Levison on November 1, 2001.
Primary contact and information:	Bob Batha Michelle Burt-Levison State of California SF Bay Conservation and Development Commission 50 California Street, Suite 2600 San Francisco, CA 94111 Michelle (415) 352-3659, (415) 352-3606 fax Michellel@bcdca.gov
Documentation of current interactions:	During several meetings with Bob Batha, Steve McAddam, Michelle Burt-Levison, URS has presented the project in conceptual form. Meetings included the participation of ACOE contact Bob Smith, Fish and Game contact Mike Rugg, and Rhodia coordinator Anthony Koo. Michelle Levison and Bob Batha provided additional guidance regarding new dredging policies and jurisdiction for the project area. URS understands that the dredged material may be placed in the portions of the project that are not within BCDC jurisdiction, or if habitat is not being created (e.g., levee structures). We understand that the main concern of the BCDC is to demonstrate that the wetlands impacts are minimized by design, and will be mitigated in as short a time frame as possible. BCDC requested a comparison of habitat impacts for the two preferred alternatives (and two variations of

	those alternatives) to demonstrate that the preferred alternative is the least damaging to habitat.
--	---

Army Corps Of Engineers (ACOE)

Last date of contact:	Telephone conversation with Bob Smith on November 26, 2001.
Primary contact information:	Bob Smith Biologist 333 Market Street SF, CA 94105-2197 (415) 977-8450 RSmith@spd.usace.army.mil
Documentation of current interactions:	<p>Mr. Bob Smith of the ACOE was contacted on November 26, 2001 via telephone in order to set up a meeting regarding the permit application and the CEQA compliance activities. He stated that the first available meeting time would be after January 1, 2002. URS is planning the week of Jan. 14, 2002 pending confirmation with Mr. Smith.</p> <p>In our meeting in August with the BCDC, Mr. Smith stated that the project would require an Individual Permit under Section 404, as opposed to a nation-wide permit, which will require additional studies to meet the requirements under Section 404.</p> <p>During the August meeting, Mr. Smith indicated that the Army Corps permit would take approximately four (4) months, depending upon the response from the US Fish and Wildlife Service (USFWS). In the more recent phone conversation, Mr. Smith indicated that the USFWS is no longer capable of responding in a timely manner due to workload and staffing issues. Mr. Smith indicated that he would be able to review the permit and biological assessment as soon as January, but doubted that the USFWS could respond as quickly, stating that the USFWS was not able to meet their statutory 90 day review period. USFWS is routinely exceeding 135 days or more, per Mr. Smith.</p>

State of California, Department of Fish and Game, Region 3

Last date of contact:	Telephone conversation with Mike Rugg in September 2001.
Primary contact information:	Michael Rugg Water Quality Biologist 7329 Silverado Trail Napa, CA 94599 (707) 944-5523 mrugg@dfg.ca.gov
Documentation of current interactions:	<p>Mr. Rugg has been involved in supporting the permitting process with the BCDC and ACOE, and has extensive experience in the Peyton Slough project area. Mr. Rugg has stated his support for the New Alignment Alternative, as preferred over other alternatives presented in the FS, based on the flexibility afforded by this alternative such as dredging without potential cap disturbance, enhanced habitat value, and reopening of the tide gates to allow tidal influence into McNabney Marsh.</p> <p>In addition, Mr. Rugg urged the project team to consult with USFWS in order to confirm their support for the project. In addition, Mr. Rugg indicated that the Department of Fish and Game will not require a permit from Rhodia, but will provide consultation, as needed to ACOE and BCDC.</p>

California State Lands Commission

Last date of contact:	Telephone conversation with Nanci Smith on November 1, 2001
Primary contact information:	Nanci Smith State Lands Commission Division of Land Management 100 Howe Avenue, Suite 100-South Sacramento, CA 95825-8202 Tel: 916-574-1862 Fax: 916-574-1925 smithn@slc.ca.gov
Documentation of current interactions:	<p>Access to the State Lands' property for site investigation has been granted to Rhodia.</p> <p>Ms. Smith has indicated to Rhodia that the State Lands Commission intends to cooperate with Rhodia in this remediation</p>

	effort. Ms. Smith has indicated a permit application will be needed and has provided the necessary application forms to Rhodia.
--	---

Shore Terminals, LLC

Last date of contact:	Telephone conversation with Richard Brandes on October 17, 2001.
Primary contact information:	Richard Brandes Shore Terminals LLC 2801 Waterfront Road Martinez, Ca 94553 Tel: (925) 228-3227 Fax: (925) 228-5617 Rich_brandes@stservices.net
Documentation of current interactions:	Access to the Shore Terminal's property for monitoring wells installation and sampling has been granted to Rhodia. A letter of intent has been prepared and Rhodia plans to negotiate the transfer in the near future.

Contra Costa Mosquito and Vector Control District (CCMVCD) / McNabney Marsh Advisory Committee/ Mt. View Sanitary District

Last date of contact:	Telephone conversation with Karl Malamud-Roam on November 8, 2001. Discussions in September 2001 with Members of the McNabney Marsh Advisory Committee
Primary contact and information:	Karl Malamud-Roam Contra Costa Mosquito and Vector Control District 155 Mason Circle Concord, CA 94520 (925) 685-9301 x107 kmr@ccmvcd.net
Documentation of current interactions:	CCMVCD had agreed, via message from Mr. Mike Rugg, to consider taking Lead Agency status for the Peyton Slough project. Discussions with the CCMVCD included technical information regarding the Slough operations, availability of

	<p>drawings and models of the Slough, design drawings of the existing tide gate, and the general history of the Slough. URS technical staff routinely discuss with Mr. Malamud-Roam regarding the project hydrodynamics, tide gate operations, and previous CCMVCD projects. CCMVCD has been collaborative with Rhodia and URS, and supportive of the new alignment project.</p> <p>With respect to the CEQA Lead Agency role, CCCMVCD legal counsel provided an opinion that questioned the appropriateness of CCMVCD serving as CEQA Lead Agency. . The results of the analysis indicated that the RWQCB, rather than the CCMVCD, would be the most appropriate agency to take the lead position under CEQA.</p> <p>URS had contacted Mr. William Travis of the McNabney Marsh Advisory Committee in order to discuss the overall project plan. Mr. Travis showed interest in the project and requested continued information as the permitting of the project advances.</p>
--	--

Kinder Morgan

Last date of contact:	Meeting with David Cornman on 1/8/02
Primary contact information:	<p>David Cornman Director, Project Permitting Kinder Morgan 1100 Town & Country Road Orange, CA 92868 Tel: 714-560-4914 Fax: 714-560-6528 Email: cornmand@kindermorgan.com</p>
Documentation of current interactions:	<p>Rhodia met with Kinder Morgan to discuss Kinder Morgan's plan for installing a petroleum pipeline at or close to the project area. Issues regarding contaminated soil and groundwater that may impact the pipeline project were discussed and disclosed to Kinder Morgan.</p>

Ms. Ganguli
January 10, 2002
Page 7 of 7

If you have any questions regarding the content of this report or need any additional information to facilitate your review, please call Tony Koo at (412) 433-5913, or Chris Vais of URS at (510) 874-3164.

Sincerely,

Lois Autié
Senior Project Engineer
URS Corporation

Christopher L. Vais
Senior Project Manager
URS Corporation